

MEMO ENDORSED

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August 4, 2022

By ECF

Honorable Andrew L. Carter, Jr.  
United States District Judge  
Southern District of New York  
40 Foley Square  
New York, NY 10007

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC#: 8-8-22  
DATE FILED: 8-8-22

Re: *United States v. Hector Joel Duprey-Vasquez, 18 Cr. 18 (ALC)*

Dear Judge Carter:

On behalf of Mr. Duprey-Vasquez, we submit this letter in response to the letter filed by the government, dated August 3, 2022 (ECF Dkt. No 234), which asserts that Mr. Duprey-Vasquez breached his plea agreement and requests that the Court deny his request for an evidentiary hearing, pursuant to *United States v. Fatico*, 579 F.2d 707 (2d Cir. 1977).

Due to the timing of the government's letter with respect to the impending sentence date of August 18, 2022, we respectfully request a final adjournment of Mr. Duprey-Vasquez's sentence. An adjournment will permit counsel to discuss the import of the government's letter with Mr. Duprey-Vasquez to determine if he wishes to withdraw his request for an evidentiary hearing.

We respectfully request an adjournment until the week of September 12, 2022, at a date and time convenient to the Court. The government consents to this request.

Thank you for your attention to this matter.

Very truly yours,

*James Roth*  
James Roth, Esq.

cc: AUSA Mollie Bracewell (By ECF)  
AUSA Juliana Murray (By ECF)  
Hector Joel Duprey Vasquez (By Mail)

JR/Duprey-Vasquez/Ltr Rqst to Ct/Final Adj

The application is granted. Sentencing adjourned  
to 9-14-22 at 3 p.m.

So ordered.

*Andrew L. Carter*  
8-8-22